IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 195 OF 2006
IN
LETTERS PATENT APPEAL NO. 124 OF 1999

1(a) Sharad Purshottam Gad & ors.] .. Applicants

Versus

1. Pushpa Ramakant Patil & Anr.] .. Respondents

Mr. T.D. Deshmukh i/b H. Bhave for applicants.

Mr. V.Y. Sanglikar for respondents.

CORAM: R.M. LODHA &
S.J. VAZIFDAR, JJ.

DATED: 10TH JULY, 2006

P.C. :

. Letters Patent Appeal was admitted by the order dated 9th July, 1999. By this application made by respondents, the objection raised is that Letters Patent Appeal is not maintainable and, in the alternative, to fix the date for final hearing of the Letters Patent Appeal.

2. We clarify that the admission of the Letters Patent Appeal shall not preclude the respondents from raising the objection about the maintainability of the

Letters Patent Appeal at the time of hearing of the Appeal. As the Letters Patent Appeal is pending for more than 7 years, we are satisfied that hearing of the Appeal deserves to be expedited.

3. We accordingly direct Office to post the Appeal for final hearing on 25th September, 2006.

4. Civil Application stands disposed of.

Sd/-
[R.M. LODHA, J.]

Sd/-
[S.J. VAZIFDAR, J.]